

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DARRYL GRAY

v.

KENNETH D. KYLER

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CIVIL ACTION

03-5030

ORDER

BERYL M. SCHILLER, J.

AND NOW, this 3 day of July, 2008, upon careful and independent consideration of the petition for writ of habeas corpus, and after review of the Report and Recommendation of the United States Magistrate Judge Jacob P. Hart, it is

ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. The petition for writ of habeas corpus is DENIED.
3. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:

A handwritten signature in black ink, appearing to read 'B. Schiller', written over a horizontal line.

BERYL M. SCHILLER, J.